

§ 68.400

Any equipment or software manufactured or imported on or after April 17, 1992, and installed by any aggregator shall be technologically capable of providing consumers with access to interstate providers of operator services through the use of equal access codes. The terms used in this paragraph shall have meanings defined in § 64.708 of this chapter (47 CFR 64.708).

[62 FR 61691, Nov. 19, 1997]

Subpart E—Complaint Procedures

§ 68.400 Content.

A complaint shall be in writing and shall contain:

- (a) The name and address of the complainant,
- (b) The name (and address, if known) of the defendant against whom the complaint is made,
- (c) A complete statement of the facts, including supporting data, where available, showing that such defendant did or omitted to do anything in contravention of part 68 of the Commission's Rules, and
- (d) The relief sought.

§ 68.402 Amended complaints.

An amended complaint setting forth transactions, occurrences or events which have happened since the filing of the original complaint and which relate to the original cause of action may be filed with the Commission.

§ 68.404 Number of copies.

An original and two copies of all complaints and amended complaints shall be filed. An original and one copy of all other pleadings shall be filed.

§ 68.406 Service.

(a) The Commission will serve a copy of any complaint or amended complaint filed with it, together with a notice of the filing of the complaint. Such notice shall call upon the defendant to satisfy or answer the complaint in writing within the time specified in said notice of complaint.

(b) All subsequent pleadings and briefs shall be served by the filing party on all other parties to the proceeding in accordance with the requirements of § 1.47. Proof of such service

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shall also be made in accordance with the requirements of said section.

§ 68.408 Answers to complaints and amended complaints.

Any party upon whom a copy of a complaint or amended complaint is served under this subpart shall serve an answer within the time specified by the Commission in its notice of complaint. The answer shall advise the parties and the Commission fully and completely of the nature of the defense, and shall respond specifically to all material allegations of the complaint. In cases involving allegations of harm, the answer shall indicate what action has been taken or is proposed to be taken to stop the occurrence of such harm, both in terms of future production and with reference to articles in the possession of distributors, sellers, and users. Collateral or immaterial issues shall be avoided in answers and every effort should be made to narrow the issues. Matters alleged as affirmative defenses shall be separately stated and numbered. Any defendant failing to file and serve an answer within the time and in the manner prescribed may be deemed in default.

§ 68.410 Replies to answers or amended answers.

Within 10 days after service of an answer or an amended answer, a complainant may serve a reply which shall be responsive to matters contained in such answer or amended answer and shall not contain new matters. Failure to reply will not be deemed an admission of any allegation contained in such answer or amended answer.

§ 68.412 Defective pleadings.

Any pleading filed in a complaint proceeding not in substantial conformity with the requirements of the applicable rules in this part may be dismissed.

§ 68.414 Hearing aid-compatibility: Enforcement.

Enforcement of §§ 68.4 and 68.112 is hereby delegated to those states which adopt those sections and provide for their enforcement. The procedures followed by a state to enforce those sections shall provide a 30-day period after

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a complaint is filed, during which time state personnel shall attempt to resolve a dispute on an informal basis. If a state has not adopted or incorporated §§ 68.4 and 68.112, or failed to act within 6 months from the filing of a complaint with the state public utility commission, the Commission will accept such complaints. A written notification to the complainant that the state believes action is unwarranted is not a failure to act.

[49 FR 1368, Jan. 11, 1984]

Subpart F—Connectors

SOURCE: 41 FR 28699, July 12, 1976, unless otherwise noted.

§ 68.500 Specifications.

General. The US customary units are shown in parentheses throughout this subpart F. US customary units were the original dimensional units used in designing the plugs and jacks shown in the following pages. The dimensions shown without parenthesis are in SI units. The SI dimensional units are derived from the US customary units by multiplying “inches” by “25.4” to derive the exact conversion in millimeters with no rounding-off of the resulting decimal value. The number of decimal places to which the conversion is taken by adding a particular number of zeroes to the right end of the resulting SI value, where required, is governed by the concept that when the calculated SI dimensional unit is divided by “25.4,” the resulting “inches” calculation will be exactly that shown in the parenthesis (the original design dimension). The conversion to SI force units, newtons, is rounded off to a number of decimal places that will result in the calculated SI force value being within less than one percent of the original US customary force unit value located adjacent in parenthesis (the original design value). The rationale for this is that this will bring the force conversions to within the degree of accuracy of the force-measuring de-

vice and avoid the carrying of an unrealistic number of decimal places which would otherwise result from an exact conversion. The plugs and jacks described in this section represent the standard connections to be used for connections to the telephone network. The plug and jack designs shown are representative of generic types, and should not be interpreted as the only designs that may be used. Design innovation and improvement is expected; but for interchangeability to be maintained, alternative designs (the “or equivalent” permitted in § 68.104) must be compatible with the plugs and jacks shown. The interface dimensions between mating plugs and jacks must be maintained. Hardware used to mount, protect, and enclose standard jacks is not described. The only requirement on connecting blocks, housings, dust covers, outdoor boxes, and the like that contain standard network jacks is that they accept standard plugs with cordage. For special purpose applications, plugs may be made longer than shown or adapted for direct use on equipment or apparatus without cordage. The sliding modular plug used on the back of many modular wall telephone sets is an example of such a special purpose application. It is the responsibility of the designers and manufacturers of communication equipment who use such plugs to assure that they are compatible with the hardware used to mount standard jacks with which they plan to interface. For the purposes of this section, hard gold and contact performance equivalent to gold shall be determined in accordance with the standards detailed in Appendix H of TIA Telecommunications Systems Bulletin No. 31 Part 68 Rationale and Measurement Guidelines (TSB.31), prepared by EIA/TIA TR-41 Committee on Telephone Terminals (1992). This publication may be obtained by contacting Global Engineering Documents, 7730 Carondelet Avenue, Suite #407, St. Louis, Missouri, 63105. (Telephone number 1-800-854-7179).

(a) *Minature 6-position plug:*